

RECEIVED
CENTRAL FAX CENTER

JUN 09 2005

KILPATRICK
STOCKTON LLP

Attorneys at Law

Suite 2800 1100 Peachtree St.
Atlanta GA 30309-4530
t 404 815 6500 f 404 815 6555
www.KilpatrickStockton.com

June 9, 2005

direct dial 404 815 6102
direct fax 404 541 3454
EPolovnikova@KilpatrickStockton.com

FAX

RECIPIENT/ PHONE NO.	FAX NO.	COMPANY/ CITY, STATE, COUNTRY
Centralized Fax Department Art Unit 1635 Examiner Jane Zara	703-872-9306	United States Patent & Trademark Office Alexandria, Virginia

Elena S. Polovnikova, Ph.D. - 3392

FROM

10

PAGES (WITH COVER)

02811-0181

REFERENCE NO

42368-250224

CLIENT/MATTER NO.

PLEASE CALL 404 815 6497 IF YOU HAVE DIFFICULTY WITH THIS TRANSMISSION.

CONFIDENTIALITY NOTE:

The information contained in this fax message is being transmitted to and is intended for the use of the individual named above. If the reader of this message is not the intended recipient, you are hereby advised that any dissemination, distribution or copy of this fax is strictly prohibited. If you have received this fax in error, please immediately notify us by telephone and destroy this fax message.

COMMENTS

The facsimile confirmation of the Patent Office imprinted hereon will acknowledge receipt of:

Application No: 09/735,363

Filed: December 12, 2000

Applicant: Phillips et al.

For: THERAPEUTICALLY USEFUL SYNTHETIC OLIGONUCLEOTIDES

Papers Submitted: Transmittal; Amendment and Response to Non-Final Office Action

Docket No.: 02811-0181 (42368-250224)

Date Faxed: June 9, 2005

Agent/Sec: ESP:ckf

TO BE COMPLETED BY KS OPERATIONS CENTER

TRANSMISSION RECEIPT DATE/TIME: _____

COMPLETED BY: _____

JOB CODE 22367

ATLANTA AUGUSTA CHARLOTTE LONDON MIAMI RALPHIGH RESTON STOCKHOLM WASHINGTON WINSTON-SALEM

PATENTS

IN THE U.S. PATENT AND TRADEMARK OFFICE

In re Application of:

Docket No. 02811-0181 (42368-250224)

Phillips et al.

Serial No. 09/735,363

Filed: December 12, 2000

For: Therapeutically Useful Synthetic Oligonucleotides

RECEIVED
CENTRAL FAX CENTER
JUN 09 2005

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is a paper in the above-identified application.

- ☒ Amendment and Response to Non-Final Office Action
☒ No additional claim fee is required.
☐ The additional fee is calculated as shown below:

					ENTITY		SMALL ENTITY	
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDIT. FEE	RATE	ADDIT. FEE
TOTAL	9	MINUS	42=	0	x25	\$	x50	\$
INDEP.	1	MINUS	6=	0	x100	\$	x200	\$
FIRST PRESENTATION OF								
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS					+180	\$	+360	\$
TOTAL						\$0	\$	
ADDITIONAL FEE						\$0	\$	

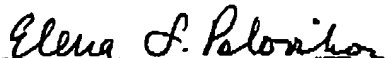
- ☒ The Commissioner is hereby authorized to charge any additional fees required under 37 CFR §1.16, or credit any overpayment, to Account No. 11-0855. A duplicate copy of this sheet is enclosed.

I hereby certify that this correspondence is being sent to the United States Patent and Trademark Office via facsimile transmission to 703-872-9306 attention Centralized Fax Department on June 9, 2005.



Elena S. Polovnikova, Ph.D.

KILPATRICK STOCKTON LLP
1100 Peachtree Street
Suite 2800
Atlanta, Georgia 30309-4530
Telephone: 404/815-6500

By: 
Elena S. Polovnikova, Ph.D., Agent for Applicant
Reg. No. 52,130

JUN 09 2005

DOCKET NO. 02811-0181 (42368-250224)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Phillips *et al.*

Serial No. 09/735,363

Filed: December 12, 2000

For: THERAPEUTICALLY USEFUL
SYNTHETIC OLIGONUCLEOTIDES

Art Unit: 1635

Examiner: Jane Zara

AMENDMENT AND RESPONSE TO NON-FINAL OFFICE ACTION

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

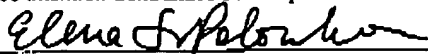
In response to the non-final Office Action mailed March 9, 2005, with a three-month period of response expiring on June 9, 2005, applicants respectfully request amendment of the application as follows and reconsideration of the rejected claims based upon the following amendments and remarks.

Amendments to Claims start on page 2 of this paper.

Remarks start on page 4 of this paper.

Conclusion starts on page 8 of this paper.

I hereby certify that this correspondence is being sent to the United States Patent and Trademark Office via facsimile transmission to 703.872.9306 attention Centralized Fax Department on June 9, 2005.


Elena S. Polovnikova, Ph.D.- Reg. No. 52,130

ATLLIB02 155341 1